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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

ANDREA THOMAS,

Plaintiff,

vs.

SMITH-PALLUCK ASSOCIATES CORP.,
d/b/a LAS VEGAS ATHLETIC CLUBS,

Defendants.

Case No.: 2:17-cv-02001-MMD-CWH

**STIPULATION AND ORDER TO
EXTEND TIME FOR PLAINTIFF TO
RESPOND TO MOTION TO DISMISS**

[FIRST REQUEST]

Plaintiff Andrea Thomas ("Plaintiff"), by and through her counsel of record, and Defendant Smith-Palluck Associates Corp., d/b/a Las Vegas Athletic Clubs ("LVAC") have agreed and stipulated to the following:

1. On July 24, 2017, Plaintiffs filed a Complaint [ECF Dkt. 1].
STIPULATION AND ORDER TO EXTEND TIME FOR PLAINTIFF TO RESPOND TO MOTION TO DISMISS
[FIRST REQUEST] - 1

1 2. On September 14, 2017, LVAC filed an Answer to the Complaint [ECF Dkt.5].

2 3. On February 7, 2018, Plaintiff filed a Motion to Amend the Complaint [ECF Dkt.
3 17] and briefing was completed on February 28, 2018 [ECF Dkt. 23].

4 4. On July 17, 2018 LVAC filed a Motion to Stay Case [ECF Dkt. 38].

5 5. On September 6, 2018, the Court granted LVAC's Motion to Stay Case and denied
6 Plaintiff's Motion to Amend Complaint [ECF Dkt. 42].

7 6. On April 2, 2019, Plaintiff filed a Motion for Leave to file First Amended
8 Complaint [ECF Dkt. 51].

9 7. On April 12, 2019, the Court denied Plaintiff's Motion to file First Amended
10 Complaint as moot [ECF Dkt. 54].

11 8. On April 13, 2019, Plaintiff filed a Notice Re-Urging her Motion for Leave to File
12 First Amended Complaint [ECF Dkt. 55].

13 9. On May 14, 2019, the Court granted Plaintiff's Notice Re-Urging her Motion for
14 Leave to File First Amended Complaint [ECF Dkt. 61].

15 10. On May 15, 2019, Plaintiff filed a First Amended Complaint [ECF Dkt. 62].

16 11. On May 29, 2019, LVAC filed a Motion to Dismiss Plaintiff's First Amended
17 Complaint [ECF Dkt. 64].

18 12. Plaintiff's Response is due June 12, 2019.

19 13. Plaintiff and LVAC have agreed to extend Plaintiff's response seven days in order
20 to allow Plaintiff's counsel additional time to respond due to a conflict stemming from an out of
21 state court hearing in Alaska at the Ninth Circuit Court of Appeals. As a result, both Plaintiff and
22 LVAC hereby request this Court to further extend the date for Plaintiff to respond to LVAC's
23

Motion to Dismiss Amended Complaint until **June 19, 2019**. This stipulation is made in good faith, is not interposed for delay, and is not filed for an improper purpose.

IT IS SO STIPULATED.

Dated June 11, 2019.

KNEPPER & CLARK LLC

/s/ Miles N. Clark

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*Counsel for Defendant
Smith-Palluck Associates Corp., d/b/a Las Vegas Athletic Clubs*

ORDER GRANTING
STIPULATION TO EXTEND TIME FOR PLAINTIFF TO RESPOND TO
MOTION TO DISMISS

IT IS SO ORDERED.



UNITED STATES DISTRICT JUDGE

Dated: June 11, 2019